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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

LESTER C. WELLS, ) CASE NO. 7:13CV00492  
v. )  
Plaintiff, )  
JUSTIN MIRRETT, ) FINAL ORDER  
Defendant. )  
 ) By: James C. Turk  
 ) Senior United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that this civil action is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), as legally frivolous, and this action is stricken from the active docket of the court.

ENTER: This 21<sup>st</sup> day of November, 2013.

  
\_\_\_\_\_  
Senior United States District Judge